



City of Fort Bragg

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Meeting Agenda City Council

**THE FORT BRAGG CITY COUNCIL MEETS CONCURRENTLY
AS THE FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT
NO. 1 AND THE FORT BRAGG REDEVELOPMENT SUCCESSOR
AGENCY**

Monday, January 24, 2022

6:00 PM

Via Video Conference

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PLEASE TAKE NOTICE

Due to state and county health orders and to minimize the spread of COVID-19, City Councilmembers and staff will be participating in this meeting via video conference. The Governor's executive Orders N-25-20, N-29-20, and N-15-21 suspend certain requirements of the Brown Act and allow the meeting to be held virtually.

The meeting will be live-streamed on the City's website at <https://city.fortbragg.com/> and on Channel 3. Public Comment regarding matters on the agenda may be made by joining the Zoom video conference and using the Raise Hand feature when the Mayor or Acting Mayor calls for public comment. Any written public comments received after agenda publication will be forwarded to the Councilmembers as soon as possible after receipt and will be available for inspection at City Hall, 416 N. Franklin Street, Fort Bragg, California, during normal business hours. All comments will become a permanent part of the agenda packet on the day after the meeting or as soon thereafter as possible, except those written comments that are in an unrecognized file type or too large to be uploaded to the City's agenda software application. Public comments may be submitted to City Clerk June Lemos at jlemos@fortbragg.com.

ZOOM WEBINAR INVITATION

*You are invited to a Zoom webinar.
When: Jan 24, 2022 06:00 PM Pacific Time (US and Canada)
Topic: City Council Meeting*

*Please click the link below to join the webinar:
<https://us06web.zoom.us/j/85075894085>
Or Telephone: US: +1 346 248 7799 or +1 720 707 2699 (*6 mute/unmute; *9 raise hand)
Webinar ID: 850 7589 4085*

TO SPEAK DURING PUBLIC COMMENT PORTIONS OF THE AGENDA VIA ZOOM, PLEASE JOIN THE MEETING AND USE THE RAISE HAND FEATURE WHEN THE MAYOR OR ACTING MAYOR CALLS FOR PUBLIC COMMENT ON THE ITEM YOU WISH TO ADDRESS.

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [21-605](#) Receive Presentation and Report from the Citizens Commission on a Fort Bragg Name Change

Attachments: [Fort Bragg, CA Citizens Commission Final Presentation](#)
[Fort Bragg Citizens Commission](#)
[Public Comment on Name Change](#)
[Citizens' Commission Personal Statements](#)
[Albuquerque Ordinance](#)

2. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS

MANNER OF ADDRESSING THE CITY COUNCIL: All remarks and questions shall be addressed to the City Council; no discussion or action will be taken pursuant to the Brown Act. No person shall speak without being recognized by the Mayor or Acting Mayor. Public comments are restricted to three (3) minutes per speaker.

TIME ALLOTMENT FOR PUBLIC COMMENT ON NON-AGENDA ITEMS: Thirty (30) minutes shall be allotted to receiving public comments. If necessary, the Mayor or Acting Mayor may allot an additional 30 minutes to public comments after Conduct of Business to allow those who have not yet spoken to do so. Any citizen, after being recognized by the Mayor or Acting Mayor, may speak on any topic that may be a proper subject for discussion before the City Council for such period of time as the Mayor or Acting Mayor may determine is appropriate under the circumstances of the particular meeting, including number of persons wishing to speak or the complexity of a particular topic. Time limitations shall be set without regard to a speaker's point of view or the content of the speech, as long as the speaker's comments are not disruptive of the meeting.

BROWN ACT REQUIREMENTS: The Brown Act does not allow action or discussion on items not on the agenda (subject to narrow exceptions). This will limit the Council's response to questions and requests made during this comment period.

3. STAFF COMMENTS

4. MATTERS FROM COUNCILMEMBERS

5. CONSENT CALENDAR

All items under the Consent Calendar will be acted upon in one motion unless a Councilmember requests that an individual item be taken up under Conduct of Business.

- 5A. [21-656](#) Adopt City Council Resolution Approving Contract with Cash Carpet Service, Inc. for the Removal and Application of Non-Skid Concrete Topping in the C.V. Starr Center's Men's Locker Room and Authorizing City Manager to Execute Same (Amount Not To Exceed \$31,926.60 Account 810-4812-0751)

Attachments: [Resolution](#)
[Cash Carpet Contract](#)

- 5B. [22-014](#) Accept Development Impact Fee Report, Utility Capacity Fee Reports and General Plan Maintenance Fee Report for Fiscal Year Ending June 30,2021

Attachments: [Water Capacity Fees FY 20-21](#)
[Wastewater Capacity Fees FY 20-21](#)
[Parking In Lieu Fees FY20-21](#)
[General Plan Maintenance Fees FY 20-21](#)
[Attachment A - General Plan Maintenance Fees Staff Time Reporting](#)
[Attachment B - General Plan Maintenance Trial Balance FY 20/21](#)

- 5C. [22-017](#) Adopt Joint City Council/Municipal Improvement District Resolution Approving Budget Amendment 2022-18 to the Fiscal Year 2021-2022 Budget

Attachments: [RESO Budget Amendment 2022-18](#)
[Exhibit A Budget Amendment 2022-18](#)

- 5D. [22-033](#) Adopt City Council Resolution Approving Contract with Knorr Systems, Inc. for the Removal and Replacement of the Competition Swimming Pool Heater at the C.V. Starr Community Center and Authorizing City Manager to Execute Same (Amount Not To Exceed \$29,552.25, Account 810-4812-0751)

Attachments: [RESO Knorr Systems Contract](#)
[Knorr Systems Contract - Comp Pool](#)

- 5E. [22-030](#) Adopt City Council Resolution Approving a First Amendment to Professional Services Agreement with Kutak Rock, LLP for Legal Support Services and Authorizing City Manager to Execute Same, Increasing the Amount of Contract by a Not to Exceed Amount of \$50,000 for a Total Contract Amount Not to Exceed \$100,000 (Account No. 110-4130-0311)

Attachments: [RESO Kutak Rock 1st Amendment](#)
[Kutak Rock First Amendment](#)
[Kutak Rock Contract 6-3-2021](#)
[Public Comment 5E](#)

- 5F. [22-026](#) Adopt City Council Resolution Amending the City of Fort Bragg Conflict of Interest Code

Attachments: [RESO Conflict of Interest Code](#)

- 5G. [22-027](#) Adopt City Council Resolution Appointing Representatives to Represent and Vote on Behalf of the City at the League of California Cities Redwood Empire Division Business Meeting and Legislative Committee Meetings

Attachments: [RESO Redwood Division Reps to League of Cities](#)

- 5H. [22-028](#) Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

Attachments: [RESO Declaring Continuing Local Emergency](#)

- 5I. [22-029](#) Adopt City Council Resolution Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency

Attachments: [RESO Authorize Continuing Remote Meetings](#)

- 5J. [22-025](#) Receive and File Minutes of the July 27, 2021 Community Development Committee Meeting

Attachments: [01112022 CDC Minutes](#)

- 5K. [22-031](#) Approve Minutes of January 10, 2022

Attachments: [CCM2022-01-10](#)

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

7. PUBLIC HEARING

When a Public Hearing has been underway for a period of 60 minutes, the Council must vote on whether to continue with the hearing or to continue the hearing to another meeting.

8. CONDUCT OF BUSINESS

- 8A. [22-019](#) Receive Report and Consider Adoption of City Council Resolution Accepting the Bid of Coleman Environmental Engineering, Inc. as the Lowest Responsive Bid, Awarding Contract for the Construction of the 2021 Water Meter Replacement Project, City Project No. WTR-00020, to Coleman Environmental Engineering, Inc., and Authorizing the City Manager to Execute the Contract in an Amount Not to Exceed \$2,534,658 (Account No. 716-7002-0731)

Attachments: [01242022 Water Meter Replacement Project Bid](#)

[Att 1 - RESO Coleman Environmental Contract](#)

[Att 2 - Bid Opening](#)

[Att 3 - Notice of Award](#)

[Att 4 - Coleman Engineering Contract](#)

- 8B. [22-015](#) Receive Presentation on the Annual Comprehensive Financial Report (ACFR) for the Year Ended June 30, 2021 for the City of Fort Bragg and Consider Accepting the ACFR as Presented

Attachments: [01242022 ACFR FY 2020-21 Staff Report](#)

[Att 1 - ACFR Including Auditor's Report FY 2020-21](#)

[Att 2 - GFOA Certificate FY 2019-20](#)

[Att 3 - Communications Letter FY 2020-21](#)

[Att 4 - Representation Letter FY 2020-21](#)

[ACFR Presentation 1-24](#)

- 8C. [22-037](#) Receive Report and Consider Approval of City Council Letter to California Public Utilities Commission (CPUC) in Support of Joining a Rural Regional Energy Network (REN)

Attachments: [01242022 RuralREN](#)
[Att 1 - MCOG staff report Dec 2021](#)
[Att 2 - Rural REN Abstract 2019](#)
[Att 3 - Council Letter re Rural Regional Energy Network](#)
[Public Comment 8C](#)

9. CLOSED SESSION

- 9A. [22-034](#)** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9; Name of Case: City of Fort Bragg vs. Mendocino Railway and Does 1-10, Case No.: 21CV00850, Superior Court of the State of California, County of Mendocino

ADJOURNMENT

The adjournment time for all Council meetings is no later than 10:00 p.m. If the Council is still in session at 10:00 p.m., the Council may continue the meeting upon majority vote.

**NEXT REGULAR CITY COUNCIL MEETING:
 6:00 P.M., MONDAY, FEBRUARY 14, 2022**

STATE OF CALIFORNIA)
)ss.
 COUNTY OF MENDOCINO)

I declare, under penalty of perjury, that I am employed by the City of Fort Bragg and that I caused this agenda to be posted in the City Hall notice case on January 19, 2022.

June Lemos, MMC
 City Clerk

NOTICE TO THE PUBLIC:

DISTRIBUTION OF ADDITIONAL INFORMATION FOLLOWING AGENDA PACKET DISTRIBUTION:

- *Materials related to an item on this Agenda submitted to the Council/District/Agency after distribution of the agenda packet are available for public inspection upon making reasonable arrangements with the City Clerk for viewing same during normal business hours.*
- *Such documents are also available on the City of Fort Bragg's website at <https://city.fortbragg.com> subject to staff's ability to post the documents before the meeting.*

ADA NOTICE AND HEARING IMPAIRED PROVISIONS:

It is the policy of the City of Fort Bragg to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities.

If you need assistance to ensure your full participation, please contact the City Clerk at (707) 961-2823. Notification

48 hours in advance of any need for assistance will enable the City to make reasonable arrangements to ensure accessibility.

This notice is in compliance with the Americans with Disabilities Act (28 CFR, 35.102-35.104 ADA Title II).